

June 1, 1977

LB 273

CLERK: The next bill, Mr. President, is LB 273 on Final Reading. There is a motion on it.

PRESIDENT: Read the motion.

CLERK: I move to return...

PRESIDENT: We're under Final Reading. All senators are to be at their desks.

CLERK: I move to return 273 to Select File for specific amendment. Signed, Senator Dworak. The specific amendment is found on page 2190 of the Legislative Journal.

PRESIDENT: Senator Dworak.

SENATOR DWORAK: I would like to withdraw that amendment.

PRESIDENT: It is withdrawn. What next? Read the bill. Senators are to be at your desks. Senator Merz.

CLERK: Read title to LB 273.

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 273 pass with the emergency clause attached. Record your vote. Have you all voted? Record. Senator Savage.

SENATOR SAVAGE: Call of the House.

PRESIDENT: Well we're on Final Reading. All senators are here. We can go under Call, though.

SENATOR SAVAGE: Roll call vote then, please.

PRESIDENT: Call the roll. Senator Savage, you have the right to go under Call in addition. Call the roll.

CLERK: Took roll call vote found on pages 2292 and 2293 of the Journal. 31 ayes, 13 nays, Mr. President.

PRESIDENT: Motion fails with the emergency clause. Having failed to obtain the constitutional majority required with the emergency clause, the question now is.... Senator Chambers.

SENATOR CHAMBERS: This is a question related to parliamentary rules. A motion can be made prior to the calling of a vote, even after Final Reading. On that particular proposition the vote was called. Now we're taking a different proposition which is without the emergency clause. Would the same rule obtain, that prior to the calling....

PRESIDENT: I think I have to put the call immediately, without intervening motions. I think I have to put the proposition immediately upon the unsuccessful attempt at the emergency clause.

SENATOR CHAMBERS: Could I get some help from the Clerk on finding that rule.

PRESIDENT: I don't think there is any such rule. The rule just says that if it fails to receive it, then you shall put the question. I would just mean that you must do that.

SENATOR CHAMBERS: But there is a rule. It says on Final Reading, after the bill is read, but before the vote is announced, then certain motions are in order, and....